

Federal Election Commission
999 E Street, NW
Washington, D.C. 20463

MUR #

6549

FEDERAL ELECTION
COMMISSION

2012 APR -4 PM 5:28

OFFICE OF FEDERAL
COUNSEL

RE: Complaint against Ted Waga and Committee to Elect Ted Waga, Respondents

To Whom It May Concern:

Pursuant to 2 U.S.C. § 437g(a)(1) and 11 C.F.R. § 111.4, I hereby file this complaint against Waga and Committee to Elect Ted Waga. Ted Waga is a candidate for the Republican nomination to the US House in Pennsylvania's Fourth Congressional District, and the Committee to Elect Ted Waga is his campaign committee. The undersigned are registered voters in [name of county] County, Pennsylvania.

This complaint is filed against Ted Waga and his campaign committee for violation of the Federal Election Campaign Act of 1971, as amended ("the Act" or "FECA") and the regulations of the Federal Election Commission ("the Commission" or "FEC"), specifically for disseminating a radio ad that has NO disclaimer as required by law such that it is impossible to tell who paid for the ads.

The provisions of law violated by Ted Waga and his campaign committee are found at 11 C.F.R. §110.11 which require that every public communication paid for by the campaign must include a disclaimer which meets the following standards:

1. It must be clear and conspicuous giving the listener adequate notice of who paid for the communication;
2. For radio ads paid for by a campaign committee, the disclaimer is required by law to contain the following spoken statement by the candidate:

"My name is Ted Waga, candidate for Congress, and I approve this message" or some reasonable variation on that statement.

Ted Waga has appeared in radio ads promoting his candidacy for Congress, but nowhere in the ads does he say who is paying for them. Nor is Ted Waga stating that he is a candidate for Congress and he approves the message in the advertisement. This is known as the Stand by Your Ad and is required under federal law.

A copy of the script of the ad is attached as Exhibit A to this Complaint.

The federal law requires the disclaimer for a reason: to ensure that candidates do not get other people to pay for ads on behalf of the candidate and to ensure that the listener knows when hearing a radio ad for a candidate who paid for it. Ted Waga and his campaign have ignored the law. The FEC should investigate and fine the Waga campaign for its disregard and violation of FECA.

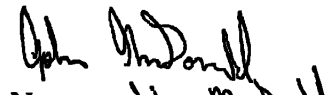
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Conclusion

Upon information and belief, and based upon the facts and the law, Ted Waga and the Committee to Elect Ted Waga have violated the Federal Election Campaign Act of 1971, as amended.

Please contact the undersigned if you have further questions.

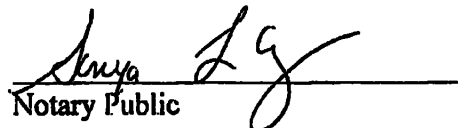
Submitted,


Name John MacDonald
Address

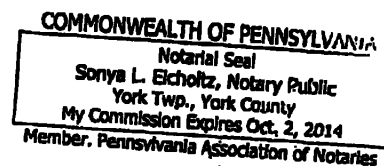
York PA 17406

Before me this 3 day of April, 2012, appeared John MacDonald and under penalty of perjury did swear and affirm that the above and foregoing facts are true and correct to the best of my knowledge and belief.

SEAL


Notary Public

My Commission Expires:



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